

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

November 20, 2008

Charles R. Fulbruge III  
Clerk

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No. 08-60131  
Summary Calendar

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VILMA GOMEZ-AGUILAR

Petitioner

v.

MICHAEL B. MUKASEY, U S ATTORNEY GENERAL

Respondent

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Petition for Review of an Order of the  
Board of Immigration Appeals  
BIA No. A94 796 170

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Before SMITH, DeMOSS, and BENAVIDES, Circuit Judges.

PER CURIAM:\*

Vilma Sarai Gomez-Aguilar (Gomez) has petitioned for review of the decision of the Board of Immigration Appeals (BIA) dismissing her appeal from the immigration judge's in absentia order of removal. Because Gomez has not briefed the question whether the BIA erred in determining that it did not have jurisdiction over her appeal, the petition is DENIED. See *Calderon-Ontiveros v. INS*, 809 F.2d 1050, 1052 (5th Cir. 1986).

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.